

FEDERAL COMMUNICATIONS COMMISSION
Enforcement Bureau
US Federal Building Room 762
San Juan, PR 00918-1731
787-766-5568

May 17, 2004

Government of the Virgin Islands
Licensee of Radio Station WNZC494
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St. Thomas, Virgin Islands 00803

File No.: **EB-03-SJ-065**
NOV No.: **V20043268006**
Released: **May 18, 2004**

NOTICE OF VIOLATION

1. On April 22, 2004 and on May 6, 2004, an agent of the Commission's San Juan Office investigated and monitored radio station WNZC494 located on St. Croix, USVI, and observed the following violation(s):

a. 47 C.F.R. § 1.903(a): Stations in the Wireless Radio Services must be used and operated only in accordance with the rules applicable to their particular service as set forth in this title and with a valid authorization granted by the Commission under the provisions of this part, except as specified in paragraph (b) of this section. *Your transmitters operating on 159.120, 161.415 and 161.570 MHz from Blue Mountain, St. Georges and the Recovery Hill sites are not authorized to be in use by the government of the Virgin Island's Public Safety radio system on the island of St. Croix. These transmitters were found to be operating in a continuous test mode in conjunction with and in sync with your authorized transmitter operating on 159.195 MHz from Recovery Hill, St. Croix.*

2. Pursuant to Section 1.89 of the Commission's Rules, 47 C.F.R. § 1.89, you must submit a written response to this Notice to the address in the letterhead within 15 days of the release of this Notice. Include a statement of the specific action(s) taken to correct and preclude recurrence of each violation. If you have not completed all corrective actions by the time your reply is due, provide the date you will complete each action. Mark all replies and documentation with the file number specified above.

3. Failure to respond to this Notice constitutes a separate violation that could result in additional penalties, including monetary forfeiture. Any statement or information you provide may be used by the Commission to determine if further enforcement action is required.

FEDERAL COMMUNICATIONS COMMISSION

Reuben Jusino
Enforcement Bureau

Resident Agent/ San Juan